

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,  
Petitioner,

v.

ANDREA ELECTRONICS CORP.,  
Patent Owner.

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IPR2017-00626  
Patent 6,363,345 B1

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Before MICHAEL R. ZECHER, JEREMY M. PLENZLER, and  
MIRIAM L. QUINN, *Administrative Patent Judges*.

PLENZLER, *Administrative Patent Judge*.

DECISION

Granting Patent Owner's Motion for Admission *Pro Hac Vice* of  
Andrew P. Zappia  
*37 C.F.R. § 42.10(c)*

Patent Owner moves for *pro hac vice* admission of Mr. Andrew P. Zappia. Paper 33. Patent Owner provides a declaration from Mr. Zappia in support of its motion. Ex. 2008. The unopposed motion is *granted*.

Upon consideration, Patent Owner has demonstrated that Mr. Zappia possesses sufficient legal and technical qualifications to represent Patent Owner in this proceeding, and the Board recognizes that there is a need for Patent Owner to have Mr. Zappia as back-up counsel. Accordingly, Patent Owner has established good cause for admission of Mr. Zappia. Mr. Zappia will be permitted to appear *pro hac vice* in the proceeding as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

For the reasons given, it is

ORDERED that Patent Owner's motion for *pro hac vice* admission of Mr. Zappia is *granted*;

FURTHER ORDERED that Mr. Zappia is authorized to represent Patent Owner as back-up counsel only;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner represent Patent Owner as lead counsel for this proceeding; and

FURTHER ORDERED that Mr. Zappia is to comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations, and to be subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a) and the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 et seq.

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PETITIONER:

Jeffrey P. Kushan  
[jkushan@sidley.com](mailto:jkushan@sidley.com)

Steven S. Baik  
[sbaik@sidley.com](mailto:sbaik@sidley.com)

Thomas A. Broughan III  
[tbroughan@sidley.com](mailto:tbroughan@sidley.com)

PATENT OWNER:

William D. Belanger  
[belangerw@pepperlaw.com](mailto:belangerw@pepperlaw.com)

Frank D. Liu  
[liuf@pepperlaw.com](mailto:liuf@pepperlaw.com)

Andrew Schultz  
[schultza@pepperlaw.com](mailto:schultza@pepperlaw.com)

Griffin Mesmer  
[mesmerg@pepperlaw.com](mailto:mesmerg@pepperlaw.com)

Bradley T. Lennie  
[lennieb@pepperlaw.com](mailto:lennieb@pepperlaw.com)